

GP 21644

PATENT

ATTORNEY DOCKET NO.: 046700-5005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Sam E. KINNEY, Jr. et al.)

Application No.: 09/282,157)

Group Art Unit: 2164

Filed: March 31, 1999)

Examiner: Walter J. Malinowski

For: METHOD AND SYSTEM FOR)
CONDUCTING ELECTRONIC AUCTIONS)
WITH MULTI-PARAMETER PRICE)
EQUALIZATION BIDDING)

AMENDMENT TRANSMITTAL FORM

Commissioner for Patents
Washington, D.C. 20231

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Technology Center 2100

Sir:

1. Transmitted herewith is an Amendment responding to the Office Action dated May 30, 2001.

2. Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
☐ Information Disclosure Statement
☐ Form PTO-1449, _____ references included
☐ Citations

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 695.00
<input type="checkbox"/> four months	\$ 1,890.00	\$ 945.00

Extension of time fee due with this request: \$ 110.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	73	minus	75	0	x \$18 each=	+ \$ 0
Independent Claims (37 C.F.R. §1.16(b))	10	minus	10	0	x \$80 each=	+ \$ 0
[] First presentation of Multiple dependent claim(s)					\$270.00	+ \$ 0
SUB-TOTAL =						\$ 0
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ Check in the amount of \$110.00 for one-month extension fee. The Commissioner is hereby authorized to charge any additional extension of time fee due to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: September 28, 2001By: 

Richard W. James

Registration No. 43,690

MORGAN, LEWIS & BOCKIUS LLP
 1701 Market Street
 Philadelphia, PA 19103-2921
 Phone No.: 215.963.5055



Docket No. 046700-5005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2164
In re application of: Sam E. KINNEY, Jr. et al.
Serial No.: 09/282,157
Filed: March 31, 1999
For: "METHOD AND SYSTEM FOR CONDUCTING
ELECTRONIC AUCTIONS WITH MULTI-PARAMETER
PRICE EQUALIZATION BIDDING"

Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number ET675984548US
Date of Deposit September 28, 2001

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I hereby state the following papers are attached hereto:

Amendment Transmittal Form (3 pages), Amendment (17 pages), and Check in the amount of \$110.00 for one-month extension fee

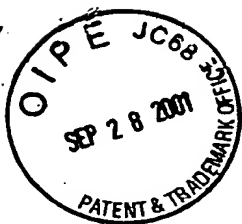
which are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Dawna E. Mozes

Typed or printed name of person mailing paper

Dawna E. Mozes

Signature of person mailing paper



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sam E. KINNEY, Jr. et al.

Serial No.: 09/282,157

Filed: March 31, 1999

For: METHOD AND SYSTEM FOR
CONDUCTING ELECTRONIC
AUCTIONS WITH MULTI-PARAMETER
PRICE EQUALIZATION BIDDING

Examiner: Walter J. Malinowski

Group No.: 2164

Attorney Docket No.:
046700-5005

*Ex'ten
time (1m03)
#9/a
D. Cotton
10-11-01*

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AMENDMENT

September 28, 2001

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated May 30, 2001 (Paper No. 9), issued in connection with the above-identified application, please amend this application as follows.

IN THE CLAIMS:

Please amend the claims 1, 21, 61, 65, 69, 72-75 as follows.

1. (Amended) A method of conducting an electronic online auction between a plurality of potential bidders, the plurality of potential bidders competing for a lot having at least one product, comprising the steps of:

- (a) receiving first bid information for a lot from a first bidder, said received first bid information representing a first bid that is originally defined in a context of said first bidder;
- (b) storing information reflective of said submitted first bid, said stored information enabling a relative comparison of submitted bids on a common competitive basis; and

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